

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE
CONTEMPT PETITION NO. 185 OF 1989

Goverdhandas V. Chandiramani

.. Petitioner

Vs.

1. Amritlal Jayatram Panchal and Ors. .. Respondents

None for the petitioner.

Ms. S.S. Dwivedi for Respondent No.1.

CORAM: B.H. MARLAPALLE, J.

Date : October 21, 2005.

P.C.:

. None for the petitioner and the same was the
case when the petition was taken up for hearing on
28/9/2005 as well as on 19/10/2005. The respondent
no.1 has filed affidavit in reply and has tendered
unconditional apology. It is stated that the
petitioner is no more and Special Civil Suit No.216 of
1987 came to be decreed in terms of a compromise
decree. Special Darkhast No.94 of 1996 was filed by
the decree holder i.e. the present respondent no.1
and the same has also been settled in terms of the
compromise terms dated 30/4/2005. Pursis came to be
filed by the decree holder in Special Darkhast No.41
of 1991 pointing out that Special Darkhast No.94 of

1996 came to be disposed of as settled between the parties.

. The learned counsel for the respondent no.1, therefore, submitted that this contempt petition does not survive any further and more so when the Special Civil Suit No.216 of 1987 from which A.O. No.279 of 1988 had arisen has been decided in favour of the respondent no.1 by way of compromise decree, the allegations of contempt cannot be accepted.

. The Contempt Petition is hereby dismissed.
Rule discharged.

(B.H. Marlapalle,J.)